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Jenny R. Pittman
Counsel for ORS

July 2, 2018

VIA ELECTRONIC FILING

Jocelyn G. Boyd, Esquire
Chief Clerk & Administrator
Public Service Commission of South Carolina
101 Executive Center Drive, Suite 100
Columbia, South Carolina 29210

Re: Consolidated Docket Nos. 2017-207-E, 2017-305-E, and 2017-370-E: Clarification on Hearing Officer's Directive Regarding Motion to Compel filed by Friends of the Earth and Sierra Club

Dear Ms. Boyd:

The Office of Regulatory Staff ("ORS") has reviewed the Hearing Officer Directive Order No. 2018-74-H ("Order") issued on June 25, 2018, in these dockets and respectfully submits that any protective order issued under the Order should:

1. Apply only to SCE&G, Friends of the Earth, and Sierra Club and also be limited in scope to protect only from public dissemination only those materials determined to be legitimately confidential, including a provision requiring redaction by the producing party of documents containing any information that is not confidential to allow public dissemination of the redacted document without the confidential information;
2. Not require other parties to sign or be bound because, among other reasons, ORS is protected by law from any confidentiality agreement or protective order;¹ and

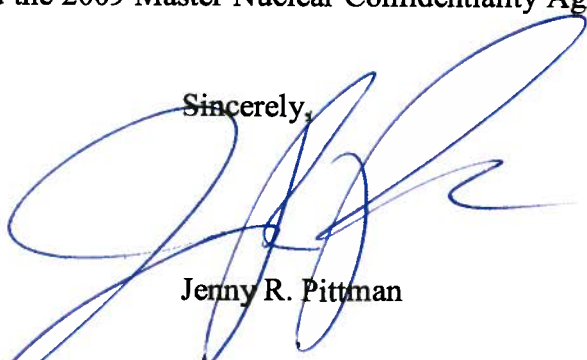
¹ See S.C. Code § 58-4-55(A) (as amended, June 27, 2018) ("... The regulatory staff, in

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3. Clarify that the protective order does not apply to ORS or any information and documents received by ORS.

ORS and SCE&G have agreed the 2009 Master Nuclear Confidentiality Agreement covers these consolidated dockets.

Sincerely,



Jenny R. Pittman

cc: Joseph M. Melchers, Esquire (via E-Mail)
F. David Butler, Esquire (via E-Mail)
All Parties of Record in Docket No. 2017-207-E (via E-Mail)
All Parties of Record in Docket No. 2017-305-E (via E-Mail)
All Parties of Record in Docket No. 2017-370-E (via E-Mail)

accomplishing its responsibilities under Section 58-4-50, may require the production of books, records, and other information to be produced at the regulatory staff's office, that, upon request of the regulatory staff, must be submitted under oath and without the requirement of a confidentiality agreement or protective order being first executed or sought. ...").